

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

Daniel L. Simon,)	
)	
Plaintiff,)	CIVIL ACTION NO.
)	04-10716 RWZ
vs.)	
)	
Choice Hotels International, Inc.,)	
New England Resort Management,)	
LLC d/b/a Clarion Nantasket)	
Beach Hotel,)	
Ferdinand J. Kiley,)	
)	
Defendants.)	

JOINT STATEMENT PURSUANT TO LOCAL RULE 16.1(D)

Now come the Parties, by their respective counsel, and submit herein their Local Rule

16.1(D) Joint Statement:

(1) Discovery Plan -

July 15, 2004: Automatic Required Disclosures served

December 31, 2004: Non-expert Discovery completed.

December 31, 2004: Plaintiff's Expert Disclosure served.

January 31, 2005: Defendants' Expert Disclosures served.

March 1, 2005: All expert discovery completed.

The Parties do not believe that phased discovery is appropriate in this action.

(2) Proposed Schedule for the Filing of Motions -

April 1, 2005: All motions under Fed.R.Civ.P. 56 filed, with oppositions to be filed within twenty-one days thereafter.

June 1, 2005: The Parties will be ready for trial.

(3) Certifications Signed by Counsel and Authorized Party Representatives -

The said Certifications will be filed by the Parties under separate cover.

Respectfully Submitted,

Daniel L. Simon
By his attorney,

All Defendants
By their attorney,

/s/ Paul F. Wood
Paul F. Wood, BBO 565195
Law Office of Paul F. Wood, P.C.
45 Bowdoin Street
Boston, MA 02114
(617) 532-2666

/s/ Kevin Hern, Jr. (pfw w/permission)
Kevin Hern, Jr., BBO# 231905A
Riemer & Braunstein LLP
3 Center Plaza
Boston, MA 021081
(617) 880-3554